



Wylie City Council

Minutes

Wylie City Council Meeting

Tuesday, July 14, 2015 – 6:00 p.m.

Wylie Municipal Complex – Council Chambers

300 Country Club Road, Bldg. 100

Wylie, TX 75098

CALL TO ORDER

Announce the presence of a Quorum.

Mayor Eric Hogue called the meeting to order at 6:00 p.m. with the following City Council members present: Mayor Eric Hogue, Mayor pro tem Keith Stephens, Councilman David Dahl, Councilman Todd Wintters, Councilwoman Candy Arrington, and Councilman William Whitney III. Councilwoman Diane Culver was absent.

Staff present were: City Manager, Mindy Manson; Assistant City Manager, Jeff Butters; City Engineer, Chris Holsted; WEDC Executive Director, Sam Satterwhite; Finance Director, Linda Bantz; Fire Chief, Brent Parker; City Secretary, Carole Ehrlich; Human Resources Manager, Lynn Fagerstrom; and various support staff.

INVOCATION & PLEDGE OF ALLEGIANCE

Mayor pro tem Stephens gave the invocation. Councilman Whitney led the Pledge of Allegiance.

PRESENTATIONS

- Wylie Way Students 4th nine weeks

Mayor Hogue and Mayor pro tem Stephens presented medallions to students demonstrating "Shining the Wylie Way." Each nine weeks one student from each WISD campus is chosen as the "Wylie Way Student."

- **Blue Star Banner Presentation**

Mayor Hogue addressed the Council stating that President Wilson created the Blue Star Banner Presentation after World War II to honor the parents of children serving in the military. The Mayor presented a Blue Star flag to David and Jennifer Brokaw in honor of their son, Joshua Brokaw, and his current service in the U.S. Army stationed in South Korea.

- **American Legion Hale-Combest Post 315 would like to recognize the following individuals:**
 - EMT/Paramedic of the Year - Michael Towne
 - Firefighter of the Year - John Hunt
 - Law Enforcement Officer of the Year - Angela M. McIntosh

Mary Lang, representing American Legion Hale-Combest Post 315, presented certificates to EMT/Paramedic of the Year, Michael Towne, and Law Enforcement Officer of the Year, Angela M. McIntosh. Firefighter of the Year, John Hunt, was unable to attend and will be awarded his certificate at a later date.

CITIZENS COMMENTS ON NON-AGENDA ITEMS

Residents may address Council regarding an item that is not listed on the Agenda. Residents must fill out a non-agenda form prior to the meeting in order to speak. Council requests that comments be limited to three (3) minutes. In addition, Council is not allowed to converse, deliberate or take action on any matter presented during citizen participation.

No citizens were present to address Council during Citizens Comments.

CONSENT AGENDA

All matters listed under the Consent Agenda are considered to be routine by the City Council and will be enacted by one motion. There will not be separate discussion of these items. If discussion is desired, that item will be removed from the Consent Agenda and will be considered separately.

- A. **Consider, and act upon, approval of the Minutes of June 23, 2015 Regular Meeting of the Wylie City Council. (C. Ehrlich, City Secretary)**
- B. **Consider, and place on file, the monthly Revenue and Expenditure Report for the Wylie Economic Development Corporation as of May 31, 2015. (S. Satterwhite, WEDC Director)**

Council Action

A motion was made by Councilman Wintters, seconded by Councilman Dahl to approve the Consent Agenda as presented. A vote was taken and the motion passed 6-0 with Councilwoman Culver absent.

REGULAR AGENDA

- 1. **Consider, and act upon, the appointment of a City Council member to replace Bennie Jones on the Parks and Recreation Facilities Development Corporation, 4B Board to fill the term**

of July 1, 2015 to June 30, 2016.

Mayor Hogue addressed Council stating that a member of the seated Council would need to be appointed to take the position of Bennie Jones for the unexpired term of one year. Mayor Hogue asked Council if anyone was wishing to volunteer. Councilman Dahl stated that he would serve on the Parks and Recreation Facilities Development Corporation 4B Board if appointed.

Council Action

A motion was made by Councilman Wintters, seconded by Mayor pro tem Stephens to appoint Councilman Dahl to replace Bennie Jones on the Parks and Recreation Facilities Development Corporation, 4B Board for the unexpired term of July 1, 2015 to June 30, 2016. A vote was taken and the motion passed 6-0 with Councilwoman Culver absent.

2. **Consider, and act upon, Ordinance No. 2015-24 authorizing the City Manager to amend Chapter 46 (Fire Prevention and Protection) of the Code of Ordinances, Ordinance No. 2005-07, to add Article V (Public Safety and Fire Emergency Response Cost Recovery), authorizing the imposition of fees to recover costs actually incurred in responding to certain public safety and fire emergency incidents; describing cost recovery procedures; providing for civil and criminal remedies and a right to appeal; providing a penalty clause, savings/repealing clause, severability clause and an effective date; and providing for the publication of the caption hereof. (B. Parker, Fire Chief)**

Executive Summary

Fire Chief Parker addressed Council stating that recently the fire department discovered the Resolution for emergency services billing passed on July 11, 2000 does not legally allow the City to bill for services. Amending Ordinance No. 2005-07 will ensure legal integrity.

First responder fee collections include items such as: vehicle extrications, rescue operations, hazardous materials incidents, structure fires outside the City limits, and false alarms. Wylie Fire Rescue will also add billing for boat towing and lake rescue operations. The billing company does not bill individuals, with the exception of boat tows, but does bill the appropriate insurance company.

Chief Parker reported an enterprise fund was established specifically for this program which helps support Wylie Fire Rescue training opportunities and the regional fire training facility behind Station Two.

Council Action

A motion was made by Councilman Whitney, seconded by Councilman Wintters to adopt Ordinance No. 2015-24 authorizing the City Manager to amend Chapter 46 (Fire Prevention and Protection) of the Code of Ordinances, Ordinance No. 2005-07, to add Article V (Public Safety and Fire Emergency Response Cost Recovery), authorizing the imposition of fees to recover costs actually incurred in responding to certain public safety and fire emergency incidents; describing cost recovery procedures; providing for civil and criminal remedies and a right to appeal; providing a penalty clause, savings/repealing clause, severability clause and an effective date; and providing for the publication of the caption hereof. A vote was taken and the motion passed 6-0 with Councilwoman Culver absent.

READING OF ORDINANCES

Title and caption approved by Council as required by Wylie City Charter, Article III, Section 13-D.

City Secretary Ehrlich read the caption to Ordinance No. 2015-24 into the official record.

Mayor Hogue convened into Work Session at 6:30 p.m.

WORK SESSION

- **Discussion regarding the North Texas Municipal Water District board governance and the current Water Supply Contract.** *(Tom Kula, Executive Director, North Texas Municipal Water District)*

Executive Director Tom Kula addressed Council explaining the history of the North Texas Municipal Water District and its Member Cities. Kula reported at the time of the establishment of the North Texas Municipal Water District, the member cities decided they were all in this together for the greater good of the region; they could not do it separately.

Kula explained NTMWD staff is developing the protocol for meetings to include all Member Cities. Once protocol is set, NTMWD will invite all Member Cities to meet together to determine their willingness to discuss two immediate matters:

1. Should Member Cities have the authority to remove a Director, and if so, have the authority to remove under what circumstances?
2. Are there amendments to the existing Water Supply contract that would provide a better solution for all, and if so, what are the proposed changes?

Kula updated Council on projects under construction, completed, and in the permitting stages.

In closing Kula stated "Unity" is our strength since 1951; the vision and foundation for NTMWD Member Cities and regional development has been "All-in-Together."

Mayor Hogue reconvened into Regular Session

RECONVENE INTO REGULAR SESSION

Mayor Hogue convened into Executive Session citing the captions below at 7:25 p.m.

EXECUTIVE SESSION

Recess into Closed Session in compliance with Section 551.001, et.seq. Texas Government Code, to wit:

§§Sec. 551.087. DELIBERATION REGARDING ECONOMIC DEVELOPMENT NEGOTIATIONS; CLOSED MEETING. This chapter does not require a governmental body to conduct an open meeting:

- (1) to discuss or deliberate regarding commercial or financial information that the governmental body has received from a business prospect that the governmental body seeks to have locate, stay, or

expand in or near the territory of the governmental body and with which the governmental body is conducting economic development negotiations; or

(2) to deliberate the offer of a financial or other incentive to a business prospect described by Subdivision (1).

- **Deliberation regarding a Performance Agreement between the Wylie EDC and Project 2015-2a.**

§§Sec. 551.072. DELIBERATION REGARDING REAL PROPERTY; CLOSED MEETING.

A governmental body may conduct a closed meeting to deliberate the purchase, exchange, lease, or value of real property if deliberation in an open meeting would have a detrimental effect on its negotiating position.

- **Consider the sale/acquisition of properties by the Wylie EDC located near the intersection of Cooper Drive & State Highway 78 and Commerce Street & Business Way.**

Mayor Hogue reconvened into Open Session at 7:41 p.m.

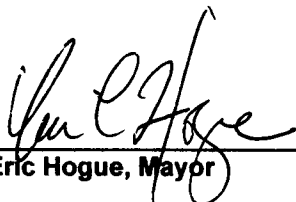
RECONVENE INTO OPEN SESSION

Take any action as a result from Executive Session.


No action was taken as a result of either Executive Session.

ADJOURNMENT

A motion was made by Mayor pro tem Stephens, seconded by Councilman Whitney, to adjourn the meeting at 7:43 p.m. A vote was taken and the motion passed 6-0 with Councilwoman Culver absent.


Eric Hogue, Mayor

ATTEST:


Carole Ehrlich, City Secretary

